

Mayor O'Brien opened the Agenda Meeting at 7:20 PM followed by a salute to the flag.

- **STATEMENT OF NOTICE OF PUBLICATION**

Municipal Clerk Farbaniec announced that this Agenda Meeting being held on Monday, September 26, 2016 has been advertised and posted in accordance with Open Public Meetings Act Chapter 231, P.L. 1975 by advertising in the Home News Tribune, notifying the Star Ledger and the Sentinel Publishing Co., posting on the bulletin board, and is on file in her office.

- **ROLL CALL:**

Present: Councilpersons Buchanan, Grillo, Kilpatrick, Lembo, Rittenhouse

Absent: Councilwoman Novak

Others Present: Kennedy O'Brien, Mayor
Daniel E. Frankel, Business Administrator
Wayne A. Kronowski, CFO
Theresa A. Farbaniec, Municipal Clerk
Jay Cornell, P.E., Borough Engineer
Michael DuPont, Borough Attorney

Others Absent: None

- **OLD BUSINESS:**

1) -The following Ordinance(s) were introduced at Council meeting and will be listed for Public Hearing and Adoption on October 12, 2016.

ORDINANCE #346-16

**AN ORDINANCE AMENDING CHAPTER XVII,
"PUBLIC USE OF MUNICIPAL TENNIS COURTS AT KENNEDY PARK",
OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF SAYREVILLE**
(Co. Buchanan, Recreation Committee Chair. – Public Hearing Oct. 12, 2016)

ORDINANCE #347-16

**AN ORDINANCE AMENDING AND SUPPLEMENTING
CHAPTER VII OF THE REVISED GENERAL ORDINANCES
OF THE BOROUGH OF SAYREVILLE TO AMEND CHAPTER VII,
SECTION 7-10.1 "TURN PROHIBITIONS"**

(No Left Turn – Burlew Place)
(Co. Grillo, Sponsor – Public Hearing Oct. 12, 2016)

- **NEW BUSINESS:**

- **COMMUNICATIONS & COMMITTEE REPORTS**

DISPOSITION

- ADMINISTRATIVE & FINANCE – Councilwoman Kilpatrick

1) **Moved the following minutes or departmental reports be received and filed:**

- a) Board of Education Minutes of September 6, 2016
- b) Municipal Clerk's report for the month of August, 2016
- c) Office on Aging Supervisor's report for the month of July & August, 2016
- d) CFO's Investment Activity report for the month of August, 2016

- Seconded by Council President Buchanan.

2) Application for Raffle License received from:

- a) **Middlesex County Fire Prevention & Protection Association**
to conduct an Off Premise 50/50 on Jan. 19, 2017 (RA:2064).

- Approved

3) **Civil Action Summons** filed by a former student of SWMHS.

- Forward Boro Atty & JIF

4) Request received from Donna Brodzinski, Tax Collector, for a Resolution authorizing the Tax Collector to refund 2014 and 2015 taxes in the amount of \$11,258.66, covering 13 Robert Circle, Block 292.01, Lot 11, due to the approval a **100% Disabled Veteran Tax Exemption** by the Tax Assessor effective January 1, 2014.

- Approved/Resolution.

5) Received the following correspondence from the **Open Space Committee**:

a) Recommending the Mayor and Council adopt the 2016 Open Space and & Recreation Plan.

b) Recommending the Mayor and Council deny the sale of Block 446, Lot 2, Ernston Road and that it remain as Open Space.

c) Recommending the Mayor and Council acquire the parcels of land that make up the Melrose Nature Area and that it be added to the boroughs Open Space Conservation/Passive Recreation Plan in Sayreville.

a thru c) Request Open Space Committee appear at the next Agenda Meeting.

6) Committee Reports: Progress.

- PUBLIC WORKS – Councilwoman Kilpatrick

1) **Moved the following Minutes & Departmental Reports be received and filed:**

- a) Rent Leveling Board minutes of September 13, 2016
- b) Public Works Supervisors' reports for Bldg. & Grounds, Parks, Recycling, Roads & Sanitation and Garage Services all for the month of August, 2016.

- Seconded by Council President Buchanan.

2) Communication received from Robert Kalicki resigning from his appointment to the Shade Tree Commission.

- Receive & File

3) Committee Reports: 1) _____

- PLANNING & ZONING – Councilman Grillo

1) **Moved the following Minutes & Departmental Reports be received and filed:**

- a) Construction Officials report and Fire Prevention report all for the month of August, 2016.

- Seconded by Council President Buchanan.

2) Request received from **Kaplan Companies for the release of Performance Bond** covering Camelot at Towne Lake - Phase I & II **and** K-Land No. 5, LLC Sayreville Blvd South (Main Street to Wisniewski Road).

- Refer to Borough Engineer

3) Committee Reports

- Councilman Grillo held a discussion on the traffic concerns on Bordentown Avenue in the area of Burlew Place and under the Route 9 Bridge configuration. He asked if

the Council would like the Engineer put together a report. Mr. Cornell responded that he received comments from Councilman Grillo and Councilman Lembo which he responded to. He said that the Council should be aware that this is not a Borough item it is a DOT item. Anything on Bordentown Avenue around that Route 9 area is governed by the NJDOT. He informed the council that in the past the borough has gone through and recommended that the State perform studies and determine what can be done to resolve traffic issues in that area. Requests were made. The State indicated that they were performing studies, there were never responses received so we can try to follow up with the State and see what is happening with their previous studies.

Councilman Grillo recommended putting in additional overhead lights on Bordentown Avenue in the area of the Rt. 9 overpass. Have some restriping done before potential traffic calming measures. He asked if the appropriate approach was to have the engineer write the letter to the DOT and ask them to take action on any or all of these items. Mr. Cornell said that he could do that. The engineer clarified that the State would have to implement these improvements, but if the council would like him to draft a letter and send it to the State DOT recommending that they look into those items as well as the items from the past that they requested them to look at. Councilman Grillo asked for the engineer to have authorization to do that.

Councilwoman Kilpatrick tried to clarify what recommendations he wanted made. Councilman Grillo also requested Councilwoman Kilpatrick's input, such as her concerns along Ernston Road. She asked the engineer for his thoughts on the suggestions made and if he had any others. She felt the Engineer would be more suited for this issue.

Mr. Cornell stated that it is much more complicated, because you have access to a State highway to a County roadway and this would involve studies that would determine traffic patterns through the area.

Mayor asked if the first approach would be having a dialog with the DOT. Mr. Cornell stated that at this time it would be continuing a dialog with the DOT as well as some new ideas, but you would need to get the State involved to move forward.

Mayor asked if there were any objections to having Jay continuing a dialog with the DOT about this corridor.

No objections heard.

Council President Buchanan stated that this dialog has been going on for some time with no response as well as the County with no response. He felt the best way to get a response is to show the amount of data we have as far as accidents go in that area. Discussion followed as to whether a resolution or letter would be best sent.

The Borough Attorney indicated that he is meeting with the DOT Chairman on another matter and would request a meeting with them on this issue.

- Councilman Grillo thanked Elyse Barone, the Green Team and Sammy's Hope for their help and support in the adoption of the Dog Tethering Ordinance.

- PUBLIC SAFETY – Councilman Lembo

1) **Moved the following minutes or departmental reports be received and filed:**

- a) Board of Health reports for the month of August, 2016.
- b) Court Administrator's report for the month of August, 2016
- c) Police Department report for the month of August, 2016

- Seconded by Council President Buchanan.

2) Committee Reports- 1) Progress.

- WATER & SEWER/ENVIRONMENTAL – Councilman Rittenhouse

1) **Moved the following minutes or reports be received and filed:**

- a) Water & Sewer Director's report for the month of August, 2016.

- Seconded by Council President Buchanan.

2) Committee Reports – Councilman Rittenhouse thanked Mr. Brown at the High School for putting together a wonderful half time program and recognizing our hometown heroes who saved lives in the Jacobsen Street fire.

- RECREATION – Council President Buchanan

1) **Moved the following minutes or departmental reports be received and filed:**

a) Recreation Director’s report for the month of August, 2016
- Seconded by Councilwoman Kilpatrick.

2) Request for authorization for the Recreation Department conduct their annual:
- Hit the Bricks and Trail Run on Oct. 8, 2016 at Julian Capik Nature Preserve
- Trick or Trunk Halloween Parade on Oct. 27th at 6:30 PM.

- Approved.

3) Requesting authorization for CME Associates to prepare plans for a design of a splash park in Bailey Park.

Mayor asked if we had a financial report on the cost.

Council President said that we would need the plan for that location first prepared by the engineer.

Mr. Frankel said that an estimate was received from the engineer’s office for just a splash park and that cost would be \$500,000. He said that usually a design cost would be 8-10%, so approx. \$50,000. He indicated that there is money in the park’s budget right now.

Mayor felt that spending a half a million dollars on a splash park is not a good idea. He mentioned the sidewalks he is trying to get for a curb cut out for an elderly lady on Quaid St.

Council President Buchanan said that we needed a plan to move forward first. He mentioned funding options with the County and through grants. He indicated that the Recreation Advisory Board discussed and recommended moving forward and need the plan.

Mayor indicated that this is an advisory board and this is a recommendation he asked who the park would be open to.

Councilman Buchanan said that it is a green acres park now so it would be open to the County.

Mayor asked if we would want to pay for everyone in the County. He said we should ask the people of Sayreville if they want to pay for a county park. He said that people in Sayreville are looking to reduce their taxes. He asked what the ancillary costs would be. He reminded everyone about the County park located in Sayreville and the ordeal of the roadway leading to it.

Councilman Buchanan asked the engineer what the next step would be in this process. He indicated that they would need authorization to prepare plans and specifications for a splash park. He said that there are other ancillary items like parking and other things so he would need some further direction on what the scope of work is going to be.

Mr. Frankel said that Elyse Barone and the team put together a general plan and idea to bring this park back to life which is what they are looking to do and that she can apply for grants and other items that she can also do.

Councilwoman Kilpatrick said that viewing the Borough’s social media parent’s page that there is an outcry of parents and people calling for this and like Council President Buchanan’s idea and feel that it is something that would serve our families and town very well.

Mayor reminded everyone that Sayreville has the Dave Crabiell aquatic center at the Life Long Learning Center. Mayor O’Brien suggested it become a ballot question and let the people decide.

Councilman Buchanan explained how the board unanimously made this decision and that there is money in the budget for the plans and specs and then can look for further financing of the project through the County and other grants.

Councilman Grillo said that we should have a general scope of work first so this body can make an educated decision on what they would be spending the \$50,000. on.

Mr. Cornell stated that there was a conversation about putting a splash park at Bailey Park at the meeting and since that time he has modified a concept plan that they had prepared a number of years ago that can go into Bailey Park and added a splash park and bath room based upon conversation with Mr. Ust, Recreation Director and provided it to Mr. Frankel, Mr. Ust and Mr. Bailey for review.

Mayor reviewed other topics that were ballot questions and feels that this should be a ballot question on if the people of Sayreville want a splash park and pay for it when people from outside of Sayreville will be using it.

Councilman Buchanan said he would like to see this move forward.

Councilman Rittenhouse said that he would like to see the plan that the engineer prepared before making any decision. He also said this should be a budget item in next years budget.

Councilman Lembo agreed.

Councilman Buchanan said that he would like to see it on the Consent Agenda for the next meeting.

Mayor said that the investment should be made to the soccer fields.

The discussion then went to sidewalk improvements and how to spend the money.

Councilman Rittenhouse suggested using the \$50,000. that is in the budget for park improvements just for that and do something now rather than spend it on a survey for a future improvement that were going to spend \$500,000. on.

Councilman Buchanan said that there is \$100,000 in the budget for park improvements and we will be using \$50,000 for a plan. You don't want to do a park without a plan. That the Green Team wants to make and environmentally friendly playground there.

Councilman Rittenhouse said playground equipment.

Mayor told Councilman Buchanan to call for a vote.

Councilman Buchanan made a motion for a vote placing this item on the Consent Agenda.

Councilwoman Kilpatrick seconded the motion.

Mayor said that there is a made and seconded to authorize the engineer to spend \$50,000 for concept plan for a County Splash Park in Sayreville.

Councilman Buchanan said it is not a County park it is a borough park that Sayreville can get funding through other sources.

Clarification was made expressing what it means to put an item on the Consent Agenda. That there will be a resolution listed on the Consent Agenda authorizing the Engineer to prepare plans and specs for a Splash Park at Baily Park.

Roll Call: Ayes; Buchanan, Grillo, Kilpatrick, Lembo.

Nays; Rittenhouse

Clerk Farbaniec announced that the item will be placed on the Consent Agenda portion of the Regular Council meeting.

Mayor called for the next order of business.

Councilman Buchanan thanked everyone involved in the Blast from the Past Car Show and Sayreville Day, acknowledging the Recreation Advisory Board, all the Borough Departments, Phil Quigley and his Parks Dept., Police, Fire, First Aid. He then went on to announce all other Recreation sponsored programs.

4) Committee Reports: Progress.

- **MAYOR – Kennedy O'Brien**

Mayor O'Brien expressed what a great day Sayreville Day was and thanked all involved.

The Mayor went on to thank Mr. Brown of the high school for putting together a wonderful program to honor our hometown heroes that saved lives during a fire on Jacobsen Street.

Councilwoman Kilpatrick read an e-mail from Recycling Coordinator Elyse Barone about a litter clean up that was held this past Saturday with the help of the Boy and Girl Scouts. They had a total of 57 volunteers report to Kennedy Park to collect and pick up debris.

BUSINESS ADMINISTRATOR - Daniel E. Frankel

- Admin. & Finance

- 1) Authorization for the Clerk advertise for the receipt of RFP for **Professional Services for 2017**, through a Fair and Open Process.

(Borough Attorney, Engineer, Labor Counsel, Auditor, Bond Counsel, Financial Advisor, Municipal Prosecutor, Public Defender, Special Counsel: Tax Matters, ABC Matters, Rent Leveling Board, Other Matters, Litigation Counsel, Occupational Health Services, Municipal Planner, Municipal Architect, Presiding Judge, Attorney, Engineer and Planner for Planning Board and Zoning Board).

- Resolution.

- Planning & Zoning

- 1) Authorization to amend Chapter XII Building & Housing, Section 12-1.3 Construction Fees. The changes are required by the State and were reviewed and approved by the Dept. of Community Affairs.

- Ordinance.

- Public Safety

- 1) Request from Police Chief for authorization for Clerk to advertise for auction of various vehicles and equipment no longer required for public use.

- Resolution.

- Public Works

- Recreation

- Water & Sewer

• **C.F.O. - Wayne Kronowski**

- 1) Report on Bond Sale (in packet)

• **BOROUGH ENGINEER - Jay Cornell**

- 1) Public Safety Complex Boiler Replacement – Receipt of Bids (Report Attached).

- Action already taken during the Council meeting.

- 2) 2013 Roadway Paving and Reconstruction Project – Phase II.

Closeout of Contract and Change Order (Report Attached).

- Resolutions

- 3) Repairs to the Kennedy Park Skate Park.

Closeout of Contract and Change Order (Report Attached).

- Resolutions.

- 4) 2015 Roadway Paving and Reconstruction Project – Phase III.

Receipt of Bids (Verbal Report).

- Resolution.

BOROUGH ATTORNEY - Michael DuPont

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○ **EXECUTIVE SESSION – None**

● **PUBLIC PORTION**

At this time Mayor O'Brien opened the meeting to the public for any and all questions and comments. Those appearing were:

- Ed Strek, 58 Nickel Avenue

Commented on a discussion that was held at the last meeting regarding the poor conditions at the Morgan Fire House and now the council wants to spend that kind of money on a Splash Park. He commented about a railroad that runs through Bailey Park and questioned if it was environmentally safe. He felt this is unnecessary spending.

Mr. Frankel stated that the repairs were made to the Morgan Fire House.

Mr. Strek said that there is an exit in a lot behind Sayreville Pharmacy that is supposed to be used for emergencies only and is being used frequently and the lights at night shines into the homes on Karcher Street.

The Engineer stated that it was constructed as the board approved it. It's purpose was for emergencies only but a gate was not a requirement.

Mayor asked that the Engineer reach out to Mr. Gillette and advise him of the complaints being received and ask for his cooperation in gating it off.

Further discussion was held about the sidewalks on Quaid Street.

- Heather Pawski, 71 Zaleski Drive

Commented that Bailey Park is just behind her house and it is in need of repair and is a liability. But felt that spending that kind of money on a Splash Park is not necessary. It needs new swing sets and tables with a face lift would be beneficial.

Mayor asked if there were any other questions or comments. There being none the Mayor called for a motion to close the public portion. Motion was made by Council President Buchanan. Seconded by Councilwoman Kilpatrick.

Roll Call: Voice Vote, all Ayes.

● **ADJOURNMENT**

Mayor called for a motion to adjourn.

Council President Buchanan made a motion to adjourn. Motion seconded by Councilwoman Kilpatrick.

Roll Call: Voice Vote, all Ayes.

Time: 8:25 P.M.

SIGNED:

Theresa A. Farbaniec, RMC
Municipal Clerk

Date Approved

